



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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January 7, 2002

Alan Finch
Ash Grove Cement Company
P.O. Box 51
Nephi, Utah 84648

Re: Notice of Conditional Tentative Approval of Revised Large Mining Operations, Ash Grove Cement Company, Leamington Mine, M/023/004, Juab County, Utah

Dear Mr. Finch:

On October 19, 2001, the Division sent notice of tentative approval of your revised permit application to the newspapers to be published by October 26, 2001. We received comment from the Resource Development Coordinating Committee (a clearing house for all state agencies regarding mining permits) stating that the Division of Air Quality required that you obtain a fugitive dust emissions permit. The only other comment received was from Max Nielson, which a copy was faxed to you on November 27, 2001.

The Division is now ready to issue final approval of your revised permit application. Before final approval can be issued, we require that a revised surety in the amount of \$4,342,500.00 and a Reclamation Contract that will be directly tied to the surety be submitted (form MR-RC and surety estimate enclosed). You may choose to submit a rider to the existing St. Paul Fire and Insurance bond or post another form of surety. Please contact Joelle Burns at (801) 538-5291 if you post a different form of surety so she can provide you with the correct forms, or you can download the forms from the internet at www.nr.utah.gov or dogm.nr.state.ut.us. Please send us a "draft" copy of the reclamation surety and the Reclamation Contract before they are finalized so we can review them for completeness and accuracy.

If you have any questions in this regard please contact me or Doug Jensen of the Minerals Staff at (801) 538-5286 or 538-5382, respectively. Thank you for your help in completing this permitting process.

Sincerely,

D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

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Enclosure: ~~Partially completed~~ MR-RC - estimate
M23-04-tent-revise.doc